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Date: December 20, 2002

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To: Examiner Stephanie Zitomer  
Technology Center 1600  
Art Unit 1634  
United States Patent and Trademark Office  
Washington, DC

Fax No.: (703) 872-9306

From: Edwin S. Flores

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Re: Application Serial No.: 09/425,804  
Filing Date: 10/25/1999  
Inventor: Gorenstein, et al.  
Client Matter No.: :UTMB:99B

Total Pages (including cover sheet): 3

Comments: SUPPLEMENTAL RESPONSE TO RESTRICTION  
REQUIREMENT UNDER 35 U.S.C. 121 in response to Communication of  
12/11/02.

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PATENT

Attorney Docket No.: UTMB-99B

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: DAVID G. GORENSTEIN, BRUCE LUXON, NORBERG HERZOG  
and JUDY ARONSON

Serial Number: 09/425,804

Filing Date: October 25, 1999

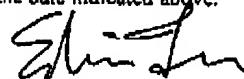
Group Art Unit: 1634

Examiner: S. Zitomer

Title: COMBINATORIAL SELECTION OF OLIGONUCLEOTIDE  
APTAMERS

Date of Transmission: December 20, 2002

I certify that this paper is being transmitted via facsimile to  
Technology Center 1600 at (703) 872-9306 under 37 CFR 1.8  
on the date indicated above.



Edwin S. Flores

Commissioner for Patents  
Washington D.C. 20231

**SUPPLEMENTAL RESPONSE TO RESTRICTION  
REQUIREMENT UNDER 35 U.S.C. 121**

Dear Sir:

Applicants hereby respectfully submit this Reply to the Communication, dated December 11, 2002, due for reply by January 11, 2003. In view of the following election with traverse, consideration and allowance of the claims pending in this Application are respectfully requested. No fees are believed due for this Reply.

SUPPLEMENTAL ELECTION

Applicants elect provisionally, with traverse, the Species set forth as SEQ ID NO: 39, as shown in claim 17, wherein the aptamer is classified in Class 536, subclass 23.1.

CONCLUSION

An action on the merits of all of the claims and a Notice of Allowance thereof are respectfully requested. The Examiner is invited to telephone the undersigned at the telephone number listed below if she has any questions or suggested amendments to the claims.

December 20, 2002.

Respectfully submitted,

  
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